10-22-03

## **EXPRESS MAIL NO. EV336620171US**

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|----------------------|----------------|-------------------|
| Application Number   | 09/841,132     | TECEN             |
| Filing Date          | April 23, 2001 | DCz               |
| First Named Inventor | Ajay Bhatia    | 4 200             |
| Art Unit             | 1632           | TECH COL          |
| Examiner Name        | Q. Janice Li   | TECH CENTER 1600/ |
| Attorney Docket No.  | 210121.469C8   | 1000/             |

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|------------------------------------|----------------------|----------------|------------|------|
| IRANSWIIIAL                        | Filing Date          | April 23, 2001 | OCT        | VE   |
| FORM                               | First Named Inventor | Ajay Bhatia    | 1242       | 003  |
| (To be used for all correspondence | Art Unit             | 1632           | TECHOON    | 003  |
| after initial filing)              | Examiner Name        | Q. Janice Li   | UENIER 160 | 0/20 |
| ·                                  |                      | 040404 40000   | 1. 100     | リノクへ |

| ENCLOSURES (check all that apply)   |  |   |  |  |  |  |  |
|---|--|---|--|--|--|--|--|
| Fee Transmittal Form    Fee Attached     Amendment/Response     After Final     Affidavits/declaration(s)     Extension of Time Request     Express Abandonment Request     Information Disclosure Statement; Form PTO-1449     Cited References     Certified Copy of Priority Document(s)     Response to Missing Parts under 37 C.F.R. 1.52 or 1.53     Response to Missing Parts/Incomplete Application | Drawing(s) Request for Corrected Filing Receipt Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation, Change of Correspondence Address Declaration Statement under 37 CFR 3.73(b) Terminal Disclaimer Request for Refund | CD(s), Number of CD(s)  After Allowance Communication to Group  Appeal Communication to Board of Appeals and Interferences  Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter  Return Receipt Postcard Additional Enclosure(s) (please identify below): |  |  |  |  |  |
| Remarks   | <u> </u>   |   |  |  |  |  |  |
| Remarks   |  |   |  |  |  |  |  |
| SIGNATUR  | RE OF APPLICANT, ATTORNEY,   | OR AGENT  |  |  |  |  |  |
| Individual Name William T. Christiansen, Ph.D.  Customer Number 00500   |  |   |  |  |  |  |  |
| Signature 2   |  |   |  |  |  |  |  |
| Date October 20, 2003   |  |   |  |  |  |  |  |
| CERTIFICATE OF TRANSMISSION/MAILING   |  |   |  |  |  |  |  |
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.   |  |   |  |  |  |  |  |
| Typed or printed name   |  |   |  |  |  |  |  |
| Signature   |  | Date:   |  |  |  |  |  |
| This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to   |  |   |  |  |  |  |  |

process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

| SIP   |  |             |                      |                     | Complete if Know | m A.   |  |
|---|--|-------------|----------------------|---------------------|------------------|--------|--|
|   | ໂ 🖒 FEE TRANS  | MI.         | TTAL                 | Application Number  | 09/841,132       | MEO    |  |
| OET 20  | for EV 2   | for FY 2004 |                      |                     | April 23, 2001   |        |  |
| Wis -   | 101 F 1 2004   |             | First Named Inventor | Ajay Bhatia         | De OCY O         | E      |  |
| Patent fees are subject to annual revision.  Applicant claims small entity status. See 37 CFR 1.27. |  |             | Examiner Name        | Q. Janice Li        | ECHO & A         | ~ {    |  |
| & TRAD  | Applicant claims small entity status. See 37 CFR 1.27. |             | Art Unit             | 1632                | CENTA CO3        |        |  |
|   | TOTAL AMOUNT OF PAYMENT                                | (\$)        | 420                  | Attorney Docket No. | 210121.469C8     | 127/60 |  |

|                                     | -                   | 1  |                         | Attorney D |                  |             |               |  |
|-------------------------------------|---------------------|--|-------------------------|------------|------------------|-------------|---------------|--|
|                                     | METHO               | D OF PAYMENT                                 |                         | 1 [        |                  |             | FEE C         | ALCULATION (continued)   |
| Payment Enclo                       |                     |  |                         |            | TIONAL           |             | -11           |  |
| Check Credit card Money Order Other |                     |  | Large I                 | Fee        | <u>Sm</u><br>Fee | Fee         | For Departmen |  |
| Deposit Accou                       | -                   |  | Joules                  | Code       | (\$)             | Code        | (\$)          | Fee Description  |
| Deposit Accou                       | III.                |  |                         | 1051       | 130              | 2051        |               | Surcharge - late filing fee or oath  |
| Account<br>Number                   | 19-1090             |  |                         | 1052       | 50               | 2052        | 25            | Surcharge - late provisional filing fee<br>or cover sheet.                       |
| Deposit                             | Sood Into           | llectual Property L                          | ow Group                | 1053       | 130              | 1053        | 130           | Non-English specification  |
| Account<br>Name                     | PLLC                | ilectual Property L                          | aw Gloup                | 1812       | 2520             | 1812        | 2520          | For filing a request for ex parte reexamination                                  |
| he <u>Director is</u> au            | thorized to (       | check all that apply)                        |                         | 1804       | 920*             | 1804        | 920*          | Requesting publication of SIR prior to<br>Examiner action                        |
| H · T                               | e(s) indicated be   | _  | any overpayments        | 1805       | 1840*            | 1805        | 1840*         | Requesting publication of SIR after<br>Examiner action                           |
| Charge any                          | y additional fee    | (s) during the pendenc                       | y of this application   | 1251       | 110              | 2251        | 55            | Extension for reply within first month   |
| H '                                 | • •                 | elow, except for the fi                      | ling fee                | 1252       | 420              | 2252        | 210           | Extension for reply within second month  |
| _ •                                 | y deficiencies      | 4  |                         | 1253       | 950              | 2253        | 475           | Extension for reply within third month   |
| o the above-identifie               | ea deposit acco     | ount.  |                         | 1254       | 1480             | 2254        | 740           | Extension for reply within fourth month  |
| -                                   | FEE C               | CALCULATION                                  |                         | 1255       | 2010             | 2255        | 1005          | Extension for reply within fifth month   |
| . BASIC FILING                      |                     |  |                         | 1401       | 330              | 2401        | 165           | Notice of Appeal   |
|                                     | mall Entity         |  |                         | 1402       | 330              | 2402        | 165           | Filing a brief in support of an appeal   |
| Fee Fee(\$)                         | Fee Fee(\$          | ) Fee Description                            | Fee                     | 1403       | 290              | 2403        | 145           | Request for oral hearing   |
| 001 770                             | Code<br>2001 38     |  | Paid                    | 1451       | 1510             | 1451        | 1510          | Petition to institute a public use proceeding                                    |
|                                     | 2002 176<br>2003 26 |  |                         | 1452       | 110              | 2452        | 55            | Petition to revive - unavoidable   |
|                                     | 2003 26             | •  | -                       | 1453       | 1330             | 2453        | 665           | Petition to revive – unintentional   |
| 005 160                             | 2005 86             |  |                         | 1501       | 1330             | 2501        | 665           | Utility issue fee (or reissue)   |
|                                     |                     | fee  |                         | 1502       | 480              | 2502        | 240           | Design issue fee   |
|                                     | •                   | SUBTOTAL (1)                                 | (\$)                    | 1503       | 640              | 2503        | 320           | Plant issue fee  |
| EXTRA CLAIM                         | FEES FOR U          | ITILITY AND REISSU                           | JE                      | 1460       | 130              | 1460        | 130           | Petitions to the Commissioner  |
|                                     | Prev.               |  | ee                      | 1807       | 50               | 1807        | 50            | Processing fee under 37 CFR 1.17(q)  |
| otal Claims 6                       | paid                | Claims be                                    | om Fee<br>low Paid      | 1806       | 180              | 1806        | 180           | Submission of Information Disclosure Stmt  |
| ndependent A                        | ] -20<br>           | = 0 * -                                      | =                       | 8021       | 40               | 8021        | 40            | Recording each patent assignment<br>per property (times number of<br>properties) |
| Claims<br>Multiple                  | ~                   |  |                         | 1809       | 770              | 2809        | 385           | Filing a submission after final rejection (37 CFR § 1.129(a))                    |
| Large Entity                        | Small Entity        | <u> </u>                                     |                         | 1810       | 770              | 2810        | 385           | For each additional invention to be examined (37 CFR § 1.129(b))                 |
| Fee Fee<br>Code (\$)<br>1202 18     |                     | (\$) Fee Description 9 Claims in exces       |                         | 1801       | 770              | 2801        | 385           | Request for Continued Examination (RCE)  |
| 1202 18                             | 2202                |  | aims in excess of 3     | 1802       | 900              | 1802        | 900           | Request for expedited examination of a   |
| 1203 290                            |                     | 145 Multiple depend                          | lent claim, if not paid |            |                  |             |               | design application   |
| 1204 86                             | 2204                |  | ependent claims over    | Other fee  | (specify         | ")——        |               |  |
| 1205 18                             | 2205                | original pate Reissue clai and over original | ms in excess of 20      | *Reduce    | d by Bas         | sic Filino  | Fee Pa        | aid SUBTOTAL (3)   |
|                                     |                     | _  | (\$)                    | Neudle     | a by bas         | ar i iiiiiy | , , , , , , , | SUBTOTAL (3) (\$) 420  |

|                      | SUBMITTED BY                   | Customer Number                            |                 |
|----------------------|--------------------------------|--|-----------------|
| Name<br>(Print/Type) | William T. Christiansen, Ph.D. | Registration No.<br>Attorney/Agent) 44,614 | Customer Number |
| Signature            | 20                             | Date October 20, 2003                      | 00500           |

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



# **RESPONSE UNDER 37 C.F.R. § 1.116 EXPEDITED PROCEDURE - EXAMINING GROUP 1630**

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** 

Ajay Bhatia et al.

Application No.

09/841,132

Filed

April 23, 2001

For

E OCT 2 4 2003
TECH CENTER 1600/2900 COMPOUNDS AND METHODS FOR TREATMENT AND

DIAGNOSIS OF CHLAMYDIAL INFECTION

Examiner

Q. Janice Li

Art Unit

1632

Docket No.

210121.469C8

Date

October 20, 2003

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### AMENDMENT UNDER 37 C.F.R. § 1.116

#### Commissioner for Patents:

In response to the Final Office Action dated May 20, 2003, please extend the period of time for response 2 months, to expire on October 20, 2003. Enclosed are a Petition for an Extension of Time and the requisite fee. Please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.